

**GOVERNMENT OF ANDHRA PRADESH**  
**A B S T R A C T**

NHRC – Case No.1078/1/11/2011-JCD/UC/M-3 – Death of Remand Prisoner No.4832, Harijana Thikkanna S/o Bhemanna on 23-08-2011 at Government General Hospital, Kurnool – National Human Rights Commission recommended to pay an sum of Rs.3,00,000/- as monetary relief to the next kin of the deceased – Sanction accorded – Orders – Issued.

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**HOME (PRISONS-HRC) DEPARTMENT**

**G.O.RT.NO. 539**

**DATED:26-02-2013**

**Read the following:**

- 1.From the Joint Registrar (Law), National Human Rights Commission, New Delhi, Show Cause Notice No.1078/1/11/2011-JCD/UC/M-3, dated 02-11-2012.
- 2.From the Director General Prisons and Correctional Services, A.P., Hyderabad, Letter No. Jud-3/407/2011, dated 12-12-2012.
- 3.Government Letter No. 10880/Pri.HRC/2012-4, dated 27-12-2012
- 4.From the Assistant Registrar (Law), National Human Rights Commission, New Delhi, Letter No. 1078/1/11/2011-JCD/UC/M-3, dated 18/22-01-2013.

**ORDER:**

In the reference first read above, the National Human Rights Commission has issued Show Cause Notice u/s 18 of Protection of Human Rights Act, 1993 to the Chief Secretary, Government of Andhra Pradesh calling upon him to show cause as to why monetary relief should not be recommended to be paid to the next kin of the Remand Prisoner No.4832, Harijana Thikkanna.

2. In the reference second read above, the Director General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad has furnished reply to the Show Cause Notice. Accordingly, the Government vide letter third read above has furnished the detailed report to the National Human Rights Commission for placing the same before the Commission.

3. In the reference fourth read above, the Commission considered the reply and noted that in the show cause notice given by the Commission it has been stated by the enquiring officer that there has been medical negligence on the part of police/jail authorities as well as the doctor who initially examined the deceased. There are 27 injuries on the person of the deceased. The cause of death is due to ‘complications of fracture of cervical spine associated with head injury’. Had the injuries of the deceased been taken seriously and X-ray done in time, the life of the deceased would have been saved. The X-ray could not be done due to non-availability of doctor. Hence, the Commission recommended an

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ex-gratia of Rs.3,00,000/- (Rupees three lakhs only) to the legal heirs of the deceased prisoner, Harijana Thikkanna and requested the Government to send the proof of payment made to the legal heirs of the deceased prisoner within four weeks i.e., by 22-02-2013 to the Commission.

4. The Government after careful examination, hereby accord sanction for an amount of Rs.3,00,000/- (Rupees three lakh only) towards payment of compensation to the legal heir of the deceased Remand Prisoner No.4832, Harijana Thikkanna who died on 23-08-2011 as directed by the National Human Rights Commission, New Delhi.

5. The amount sanctioned in para (4) above shall be met from provision available under the Head of Account "2056 Jails – 101. Jails – SH (04) Jails – 500 other charges -501 Compensation (Non Plan)".

6. The Director General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad, is authorized to draw the amount sanctioned in para 4 above and to place it at the disposal of the Collector & District Magistrate, Kurnool, for making payment to the legal heir of the Remand Prisoner No.4832, Harijana Thikkanna and submit the proof of payment to the Government immediately.

7. The Director General of Prisons and Correctional Services Andhra Pradesh, Hyderabad, shall take necessary action accordingly.

8. This order issues with the concurrence of Finance (Exp.Home) Department, vide their UO No.3972/87/Exp.Home.II/2013, dated:25-02-2013.

**(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)**

PRABHAKAR D.THOMAS  
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To

The Director General of Prisons and Correctional Services, A.P.,  
Hyderabad.

The Collector & District Magistrate, Kurnool.

The Joint Registrar (Law), National Human Rights Commission,  
Faridkot House, Copernicus Marg, New Delhi.

The Accountant General, (A&E), A.P., Hyderabad.

The Director of Treasuries & Accounts, A.P., Hyderabad.

The Pay & Accounts Officer, Hyderabad.

Copy to:

The General Administration (HRC) Department.

The Finance (Exp.Home) Department.

The Finance (BG) Department.

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER